

THE HONORABLE JAMAL N. WHITEHEAD

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE VALVE ANTITRUST LITIGATION

No. 2:21-cv-00563-JNW

**STIPULATION AND (PROPOSED)
ORDER RE: SUMMARY JUDGMENT
AND *DAUBERT* BRIEFING**

**NOTE ON MOTION CALENDAR:
JULY 29, 2025**

The Parties respectfully request that the Court enter an order extending the Parties' deadline to file motions to seal related to summary judgment and *Daubert* briefing by one week – seven calendar days.

1. The high volume of materials to review and meet and confer over establishes good cause for this extension. The Parties have met and conferred regarding the first portion of the materials and these discussions have been collaborative and productive. Valve has provided Plaintiffs with its proposed redactions and Plaintiffs

1 have worked diligently to create tables indicating areas of agreement and
 2 disagreement. Nevertheless, there is a significant amount of material and proposed
 3 redactions remaining. Altogether, Valve's Motion for Summary Judgment (Dkt.
 4 453), Valve's Motion to Exclude the Opinions of Dr. Steven Schwartz (Dkt. 449),
 5 Valve's Motion to Exclude the Opinions of Professor Joost Rietveld (Dkt. 451),
 6 Plaintiffs' Motion to Exclude the Opinions of Professor Gautam Gowrisankaran
 7 (Dkt. 455), and the evidence and declarations on which the parties rely, collectively
 8 include over 3,000 pages of expert declarations and other materials referencing
 9 documents or information designated as "CONFIDENTIAL" or "HIGHLY
 10 CONFIDENTIAL – ATTORNEY'S EYES ONLY" by the Parties or third parties
 11 under the protective orders in this case. *See* Dkts. 95, 135, 139, 154, 155, 159. The
 12 Parties believe that the requested extension will enable them to further meet and
 13 confer in a productive manner to minimize issues for the Court to resolve.

14 2. The Parties therefore stipulate and agree as follows:

15 a. The deadline for the Parties to meet and confer and file motions to seal
 16 pursuant to LCR 5(g)(3) with respect to opening briefs for Valve's Motion
 17 for Summary Judgment and the Parties' *Daubert* Motions shall be extended
 18 to August 7, 2025.

19 b. The Court's May 22, 2025 Order (Dkt. 448) is hereby revised to permit the
 20 Parties to publicly file redacted versions of the sealed materials within 10
 21 days of the Court's order on the motions to seal.

22 3. Except as stated above, the Parties intend to file motions to seal with respect to their
 23 forthcoming oppositions and replies to Valve's Motion for Summary Judgment and
 24
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the Parties' *Daubert* Motions consistent with the protocol and deadlines set forth in the Court's May 22, 2025 Order (Dkt. 448).

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED this 29th day of July, 2025.

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21 *Executive Committee Counsel*
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1 PURSUANT TO STIPULATION, IT IS SO ORDERED that:

2 The Parties shall meet and confer in connection with Valve's Motion for Summary
3 Judgment and the Parties' *Daubert* Motions, and file under seal expert reports, exhibits,
4 evidence, and declarations with highlighted, proposed redactions, and a corresponding motion
5 to seal by August 7, 2025.

6 IT IS FURTHER ORDERED that the Court's May 22, 2025 Order (Dkt. 448) is
7 hereby revised to permit the Parties to publicly file redacted versions of the sealed materials
8 within 10 days of the Court's order on the motions to seal.
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10 DATED this __ day of _____, 2025.

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13 _____
Hon. Jamal N. Whitehead
14 UNITED STATES DISTRICT JUDGE
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